

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
A-1 FIRE EQUIPMENT COMPANY (MR. GILBERT SHORT) (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%. [173.34(e)(3)] Case No. 94-167-CR-CE	\$1,800
AAA FIRE SAFETY AND ALARM (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; performed second retest at same pressure, instead of increasing it by 100psi or 10% (whichever is lower), when the accuracy of the system could not be maintained due to leakage; failed to maintain accurate records of reinspection and retest; failed to provide employee training. [173.34(e)(3), 173.34(e)(3), 173.34(e)(5), 172.702(b), 172.704(a)] Case No. 94-113-CR-WE	\$6,400
ABC FIRE & SAFETY EQUIPMENT CO., INC. (Cylinder Retester)	Failed to provide employee training. [172.702(b), 172.704(a)] Case No. 96-196-CR-WE	\$500
ABC INDUSTRIES, INC. (Shipper)	Offered corrosive solids n.o.s. for transportation in unauthorized non-UN standard packaging; failed to register with RSPA. [173.22(a)(2), 173.212(a), 107.601(e), 107.608(a)] Case No. 98-282-SD-SO	\$5,300
ABATRON, INC. (Shipper)	Offered flammable liquid for transportation in non-DOT specification, non-UN standard packaging; failed to provide employee training; failed to mark packaging with the proper orientation markings; failed to include the technical name on shipping paper and package. [173.119(b), 173.202(a), 172.702(b), 172.704(a), 172.312(a)(2), 172.301(b), 172.203(k)(3)] Case No. 94-233-SB-CE	\$7,230
ABBEY DRUM COMPANY, INC. (Portable Tank Retester)	Represented, marked, and certified DOT-E 10172 portable tanks as meeting the requirements of the Hazardous Materials Regulations when the hydrostatic retest was not conducted as prescribed in the exemption. [DOT-E 10172, Para 7.h., 171.2(f)(1)] Case No. 97-198-PTR-EA	\$2,000
ACE FIRE EQUIPMENT & SERVICE CO. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%. [173.34(e)(3)] Case No. 96-213-CR-WE	\$1,300
ACETO CORPORATION (Shipper)	Offered sodium hydrosulfite for transportation in unauthorized non-specification, non-standard packaging. [173.212, 173.204(a)] Case No. 97-148-SD-SW	\$3,000

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
ACME FIRE & SAFETY EQUIPMENT, INC. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to maintain accurate records of reinspection and retest; failed to legibly mark retester's identification number on cylinders. [173.34(e)(3), 173.34(e)(5), 173.34(e)(6)] Case No. 96-17-CR-SW	\$3,500
ADCO PRODUCTS, INC. (Shipper)	Offered flammable solids, n.o.s., for transportation in non-UN standard packaging; offered this material accompanied by a shipping paper that did not include the proper packing group. [173.213(b), 172.202(a)(4)] Case No. 98-125-SD-CE.	\$5,440
ADDIMENT, INC. (Shipper)	Offered corrosive liquids and flammable liquids for transportation in unauthorized packaging; failed to mark packagings with the shipping names, identification numbers, and technical names; offered flammable liquid for transportation accompanied by a shipping paper listing an incorrect identification number. [173.22(a)(2), 173.202(a), 172.301(a) and (b), 172.304(a)(1), 172.202(a)(3)] Case No. 98-259-SBP-SO	\$13,690
ADVANCED CHEMICAL DISTRIBUTION (Shipper)	Offered hydrofluoric acid, 8, PG I, for transportation in an unauthorized UN standard package marked UN 1H1/Y1.5; offered ferric chloride solution for transportation in a DOT exemption portable tank which was overdue for a periodic retest; offered acetic acid, glacial, for transportation without displaying the required subsidiary label. [173.22(a), 173.201(a) and (c), 173.32(e)(5) and (f), DOT-E 9052, 172.402(a)(1)] Case No. 97-233-SD-SW	\$6,475
AEROSOL SERVICES COMPANY, INC. (Shipper)	Offered a flammable liquid for transportation in unauthorized non-specification outer packaging; failed to mark packaging with the shipping name and identification number; failed to list the shipping name, identification number, and packing group on the shipping paper; failed to mark outer packagings with orientation arrows. [173.119(b), 173.202, 172.301(a), 172.202(a), 172.312(a)] Case No. 95-144-SB-WE	\$6,800
AERVOE-PACIFIC COMPANY, INC. (Shipper)	Offered corrosive liquids and flammable liquids for transportation in non-specification packaging; failed to list the hazard class and packing group on the shipping paper; failed to provide employee training. [173.203(b), 173.202(b), 172.202(a)(2) and (4), 172.702(b), 172.704(a)(1)] Case No. 95-38-SB-WE	\$6,800
AIR GAS INDUSTRIES (Cylinder Retester)	Failed to mark DOT 3HT cylinders with low-stress steel stamps; performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; charged cylinders without checking verification of representative daily compression and not retaining records of the daily compression for the prescribed period.. [173.34(e)(13)(iv), 173.34(e)(3), 173.302(e)] Case No. 97-014-CR-WE	\$8,260

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
AIRGAS, INC. (Cylinder Retester)	Failed to condemn cylinders with permanent expansion exceeding 10% of total expansion; conducted a second retest at the same pressure, rather than 10% or 100 psi higher (whichever is lower), when the accuracy of the system could not be maintained due to leakage; failed to maintain accurate records of reinspection and retest; failed to check compression of cylinders and maintain for at least 30 days a record of this verification. [173.34(e)(6)(i)(D), 173.34(e)(4)(v), 173.34(e)(8)(ii)(B), 173.302(e), 173.303(d)] Case No. 98-201-CR-SW	\$10,870
AIRPACK, INC. (Fiber Box Manufacturer/Shipper)	Represented, marked, and certified fiberboard boxes as meeting the UN 4G standard without conducting design qualification testing. [178.601(k)(1)] Case No. 96-26-BMS-EA	\$6,000
ALL PURE CHEMICAL COMPANY (Fiber Box Manufacturer/Shipper)	Represented, marked, and certified fiberboard boxes as meeting the DOT-12B specification when it was no longer authorized to be manufactured; offered an oxidizer for transportation in an unauthorized outer packaging; offered the material accompanied by a shipping paper that failed to list the shipping name; offered a corrosive material accompanied by a shipping paper which did not include a DOT exemption number. [171.14(b)(5)(ii), 173.217, 173.212, 172.202(a)(1), 172.203(a)] Case No. 96-90-BMS-WE	\$5,800
ALOIS BOX COMPANY, INC. (Fiber Box Manufacturer)	Manufactured, marked, certified and sold fiberboard boxes as meeting the UN4G standard without conducting design qualification testing; certified fiberboard boxes with incorrect designation of inner packages, year of manufacture, and address of manufacturer; failed to provide employee training. [178.601(d), 178.503(a), 178.503(a)(1) and (6), 172.702(b), 172.704(a)] Case No. 94-72-BM-CE	\$4,703
ALOIS BOX COMPANY, INC. (Fiber Box Manufacturer)	Manufactured, marked, certified and sold fiberboard boxes as meeting the DOT 12B30 specification without the inner flaps butting or overlapping and without providing fill-in pieces or pads. [178.205-14(a)] Case No. 95-22-BM-CE	\$2,422
AMEREX CORPORATION (Cylinder Manufacturer)	Manufactured, marked, certified, and sold compressed gas cylinders as meeting the DOT 4BW450 specification, when the cylinders were manufactured below minimum wall thickness such that the calculated wall stress of the cylinders exceeded one-half of the minimum tensile strength of the material; failed to prepare complete inspection reports. [178.61-10(a), 178.61-21(a)] Case No. 97-068-CM-HQ	\$5,500
AMERICAN AIRLINES, INC. (Cylinder Retester)	Represented, certified, and marked cylinders as having been successfully retested when hydrostatic retests were performed without demonstrating the accuracy of the testing equipment. [173.34(e)(4)(iii)(A), 173.34(e)(3)] Case No. 97-139-CR-SW	\$2,550

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
AMERICAN CHEMICAL WORKS CO. D/B/A BAYLIS- AMERICAN (Shipper)	Offered a poison for transportation in unauthorized specification packaging; failed to mark packaging with the shipping name and identification number. [173.352(a), 173.201, 172.301(a)] Case No. 95-44-SB-EA	\$4,500
AMREP, INC. (Shipper)	Offered hazardous materials classed as ORM-D for transportation in aerosol cans without subjecting the cans to testing in a hot water bath of 131 degrees F (55 degrees C). [173.306(a)(3)(v), 173.306(h)] Case No. 97-145-SC-SO	\$3,830
ANGELES CHEMICAL CO., INC. D/B/A BORTZ OIL COMPANY (Shipper)	Offered flammable liquids, corrosive materials, and oxidizers for transportation in non-specification outer packaging; offered them accompanied by a shipping paper that failed to properly describe the material; failed to mark the shipping name and identification number on the packaging; represented and certified fiberboard boxes as UN 4G boxes which didn't meet the requirements of the regulations; failed to provide employee training, or create and retain records of training testing. [173.119, 173.202, 172.202(a)(1) and (2), 172.301(a), 178.601(d), 172.702(b), 172.704(a) and (d)] Case No. 96-10-SB-WE	\$9,665
ANTI FIRE OF PUERTO RICO (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to maintain accurate records of reinspection and retest; failed to perform a complete external examination. [173.34(e)(3), 173.34(e)(5), 173.34(e)(1)] Case No. 96-132-CR-SW	\$3,000
AQUA PRODUCTS, INC. (Shipper)	Offered a corrosive material for transportation in a non-specification packaging; offered it in an inner packaing that exceeded the maximum capacity of the box; offered potassium hydroxide for transportation in non-specification packaging; failed to mark the packaging with the shipping name and identification number; failed to include a 24-hour emergency response telephone number on the shipping paper. [173.245(a), 173.202, 173.245(a)(12), 172.301(a) and (b), 172.201(d)] Case No. 94-129-SPB-EA	\$12,750
AQUA SOLUTIONS, INC. (Shipper)	Offered a hazardous material for transportation in an unauthorized non-specification packaging; offered it accompanied by a shipping paper that incorrectly described the material as a limited quantity. [173.22(a)(2), 173.202, 172.203(b)] Case No. 96-145-SB-SW	\$5,850
ARDAMAN AND ASSOCIATES, INC. (Shipper)	Offered radioactive materials, special form, n.o.s. for transportation in a package which no longer met the specifications for a DOT 7A Type A package. [173.415(a), 173.475(b)] Case No. 97-171-RMS-HQ	\$4,500

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
ART & LYN'S FIRE EXTINGUISHER SALES (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%. [173.34(e)(3)] Case No. 92-140-CR-WE	\$2,400
ASHLAND, INC. D/B/A ASHLAND CHEMICAL COMPANY (Shipper)	Offered liquid organic peroxide, type D, for transportation in an unauthorized non-specification packaging; failed to mark the packaging with the shipping name and identification number; failed to affix the proper label to the packaging. [173.221, 173.225, 172.301(a), 172.312(a), 172.400(a)] Case No. 96-137-SB-EA	\$10,750
ASHLAND, INC. (Shipper)	Offered sodium hydrosulfite for transportation in unauthorized non-specification, non-standard packaging; offered methyl isobutyl ketone for transportation accompanied by a shipping paper that failed to include a signed shipper's certification; failed to include the notation " DOT-E" followed by the exemption number on a shipping paper. [173.212, 173.204(a), 172.204(d), 172.203(a)] Case No. 97-109-SD-SW	\$8,250
ATLANTIC BOX AND CARTON COMPANY (J K V, INC.) (Fiber Box Manufacturer)	Manufactured, marked, certified, and sold fiberboard boxes as meeting the UN4G standard without performing design qualification testing and maintaining test records; failed to mark the boxes with the manufacturer's name and address, and correct year of manufacture; failed to provide employee training. [178.601(d), 178.601(k), 178.503(a)(6) and (8), 172.702(b), 172.704(a)] Case No. 95-12-BM-CE	\$6,500
ATOMIC FIREWORKS INCORPORATED (Shipper)	Offered fireworks, 1.4G, for transportation in a combination packaging marked as meeting the UN 4G standard without observing the tested and certified weight limitations of the packaging. [173.26] Case No. 96-198-SE-WE	\$2,020
B.A.F. INDUSTRIES, INC. (Shipper)	Offered compound cleaning liquids for transportation in non-specification, non-standard single packaging. [173.245, 173.202] Case No. 96-136-SBP-WE	\$5,885
BASF CORPORATION (Shipper)	Offered combustible liquid n.o.s. (containing methyl pyrrolidone) for transportation in a IM tank which was not authorized because the required visual and hydrostatic inspections had not been conducted within the specified times. [173.32b, 173.32c(c)] Case No. 98-010-SIT-HQ	\$2,700

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
BACON EQUIPMENT COMPANY (Cylinder Retester)	Represented and marked cylinders with "S" marking, indicating requalification by the modified hydrostatic test method without the cylinders having been used in exclusive service; performed hydrostatic retesting with equipment which was not accurate to within 1%; failed to provide recurrent function-specific training to employees, or create and retain records of training testing. [173.34(e)(11), 173.34(e)(4)(iii)(A), 172.702(b), 172.704(c)(2),172.704(d)] Case No. 97-248-CR-SW	\$5,000
BAYER CORPORATION (Fiber Box Manufacturer/Shipper)	Represented, marked, and certified fiberboard boxes as meeting the UN4G and UN6HG2 standards, when the design qualification tests were not properly conducted.. [178.603(a) and (e), 178.606(a) and (c)] Case No. 97-105-BMS-EA	\$7,875
BECKLEY-CARDY, INC. (Shipper)	Offered denatured alcohol for transportation in non-specification packaging. [173.202(b), 173.119(b)] Case No. 96-58-SB-CE	\$3,150
BECTON DICKINSON & CO. (Shipper)	Offered sodium borohydride for transportation in packaging which had not been tested and was not authorized for the weight of its contents. [173.211(b), 173.154(a)] Case No. 95-287-SB-HQ	\$5,200
BELL LABORATORIES, INC. (Shipper)	Offered isopropyl alcohol for transportation in unauthorized non-specification packaging; offered it accompanied by a shipping paper which contained additional unauthorized information within the basic description. [173.125(a)(6), 173.202(a), 172.201(a)(4)] Case No. 95-236-SB-SW	\$2,850
BENNETT INDUSTRIES, INC. (Steel Pail Manufacturer)	Manufactured, marked, certified, and sold steel pails marked as meeting the DOT 37A, 37B, and 37C specifications without conducting periodic drop tests; manufactured, marked, and sold steel pails marked as meeting the DOT 17C specification without conducting periodic drop and hydrostatic tests; manufactured, marked, and sold steel drums marked as meeting the UN 1A2 standard without conducting design qualification and periodic testing. [178.131-11(a), 178.132-11(a), 178.135-10(a), 178.115-12(a), 178.601(d), (e), and (k),178.603, 178.604, 178.605, 178.606] Case No. 93-242-PM-CE	\$27,985
BFPE INTERNATIONAL, INC. (Cylinder Retester)	Represented, marked, and certified cylinders as having been successfully retested when the expansion-indicating device could not provide a stable reading of expansion within 1% of the total expansion and was not certified as having an accuracy 0.5%; failed to maintain records of hydrostatic testing; failed to provide employee training. [173.34(e)(4)(iii), 173.34(e)(8)(ii)(A), 173.34(e)(8)(ii)(B), 172.702(b),172.704(a)] Case No. 97-038-CR-EA	\$4,420
BIOCHEMICAL SCIENCES, INC. (Shipper)	Offered methanol for transportation in unauthorized non-specification packaging. [173.119(a),173.202(b)] Case No. 95-242-SB-EA	\$4,705

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
BIOTECH PHARMACY, INC. (Shipper)	Offered radioactive material, iodine 131, for transportation in packages marked as meeting the DOT-7A Type A specification without having conducted the required testing; offered it accompanied by a shipping paper containing additional unauthorized information before the required information. [173.415, 173.465, 172.201(a)(4)] Case No. 97-008-RMS-HQ	\$6,465
BLUE CORAL CHEMICAL, INC. D/B/A BLUE CORAL SYSTEMS (Shipper)	Offered hexane for transportation in unauthorized non-UN standard, non-specification packaging; offered it accompanied by a shipping paper which failed to include a 24-hour emergency response telephone number. [173.22(a)(2), 173.202(a), 172.201(d), 172.604(a)] Case No. 98-252-SP-SO	\$6,542
BOATER'S WORLD DISCOUNT MARINE CENTERS (Shipper)	Offered various hazardous materials for transportation in DOT specification containers overpacked in one box without properly marking the shipping names and identification numbers; failed to affix labels to the package; failed to provide employee training. [172.301(a), 173.25(a)(4), 172.400(a), 172.702(b), 172.704(a)] Case No. 95-200-SB-HQ	\$9,205
BRITE-SOL SERVICE, INC. (Portable Tank Retester)	Represented, marked, and certified a DOT-E 10172 portable tank as successfully retested when the proper retest was not conducted. [173.32(f), DOT-E 10172, Para. 7.h.] Case No. 97-187-PTR-EA	\$4,235
CASCADE FIRE EQUIPMENT (Cylinder Retester)	Performed hydrostatic retesting with equipment not calibrated to within an accuracy of 1%. [173.34(e)(3)] Case No. 96-165-CR-WE	\$1,460
CHATTANOOGA FIRE PROTECTION, INC. (Cylinder Retester)	Performed hydrostatic retesting with equipment not calibrated to within an accuracy of 1%. [173.34(e)(3)] Case No. 95-67-CR-SW	\$2,300
CHEMCENTRAL CORPORATION (Shipper)	Offered methyl isobutyl ketone for transportation in an unauthorized packaging. [173.202(a)] Case No. 96-92-SB-EA	\$9,415
CHEMICAL & EQUIPMENT SALES & SERVICE CO. (Cylinder Manufacturer)	Failed to obtain a registration number from RSPA for the manufacture of DOT 39 cylinders; failed to certify DOT 39 cylinders with lot numbers or dates of manufacture; did not perform flattening or burst test for DOT 39 cylinders; failed to have a chemical analysis for the materials being used to manufacture DOT 39 cylinders; offered compressed gas for transportation in non-specification packaging. [178.65-14(d), 178.65-14(b)(6) and (7), 178.65-12(a), 178.65-11(b), 178.65-4(b), 173.304(a)] Case No. 91-78-CM	\$7,000

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
CHEMICALS AND SOLVENTS, INC. (Shipper)	Offered dodecylbenzenesulfonic acid for transportation in unauthorized non-specification, non-packaging; failed to mark outer box with orientation arrows. [173.245(a)(12), 173.202(b), 173.312(a)(2)] Case No. 96-160-SB-EA	\$4,450
CHEMSTATION INTERNATIONAL, INC. (Shipper)	Offered and transported a compound cleaning liquid in a DOT-E 9052 portable tank without conducting the required retest. [173.32(e)(1)(ii), DOT-E 9052] Case No. 97-053-SPT-SW	\$3,900
CHEMTRAN SERVICES USA, INCORPORATED (Fiber Box Manufacturer/Shipper)	Represent, marked, and certified fiberboard boxes as meeting the UN4G standard when they were not conditioned immediately prior to the performance of the design qualification test; offered a flammable liquid n.o.s. for transportation accompanied by a shipping paper which did not contain the shipping name or haz-class. [178.602(d), 172.202(a)(1) and (2)] Case No. 97-081-BMS-SW	\$6,265
CHESAPEAKE CORPORATION (Fiber Box Manufacturer)	Manufactured, marked, certified, and sold fiberboard boxes as meeting the UN4G standard when one of the design qualification tests was not properly conducted. [178.601(d), 178.603(a) and (e)] Case No. 97-107-BM-EA	\$2,940
CHEVRON USA D/B/A CHEVRON PRODUCTS COMPANY (Shipper)	Offered hazardous materials for transportation in a DOT specification 57 portable tank without performing the required periodic reinspection and retest. [173.32(e)(1)(ii)] Case No. 97-140-SPT-SW	\$7,000
CHINA NATIONAL METAL PRODUCTS IMPORT & EXPORT CO. (Shipper)	Offered flammable solids for transportation in unauthorized packaging; offered it accompanied by a shipping paper which did not include a shipping name or 24-hour emergency response telephone number; failed to properly label the package; failed to mark the shipping name and identification number on the package. [173.212(a), 173.154(a), 172.202(a)(1), 172.604(a), 172.400(a), 172.301(a)] Case No. 97-036-FSP-EA	\$9,830
CLEVELAND STEEL CONTAINER CORPORATION (Steel Drum Manufacturer)	Manufactured, marked, certified, and sold steel pails as meeting the UN1A2 standard, when they were not capable of passing the required drop and hydrostatic testing. [178.601(b), 178.603, 178.605] Case No. 97-042-PM-CE	\$5,715
COASTAL TESTING LABORATORIES, INC. (Shipper)	Offered and transported a reportable quantity of radioactive material, special form, n.o.s. without preparing a proper shipping paper describing the hazardous materials; failed to provide recurrent employee training, or create and retain records of training testing. [172.200, 172.702(b), 172.704(c)(2) and (d)] Case No. 97-121-RMS-SW	\$3,190

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
COLUMBIA FIRE EQUIPMENT, INC. (Cylinder Retester)	Performed retesting with equipment not calibrated to within an accuracy of 1%; failed to maintain records of reinspection and retest; performed second retest at same pressure, instead of increasing it by 100psi or 10% (whichever is lower), when the accuracy of the system could not be maintained due to leakage; failed to mark retester's inspection number and date of retest on an outer exposed surface of the cylinder neck or by use of an epoxy label for DOT-E 7277 cylinders. [173.34(e)(3), 173.34(e)(5), 173.34(e)(6), DOT-E 7277-Para..8.f.] Case No. 95-234-CR-SW	\$7,000
COMET GMBH (Shipper)	Offered an explosive device for transportation which had not been approved or assigned an appropriate shipping classification, and thus was forbidden for transportation. [173.51(b), 173.56(b)] Case No. 96-111-FSE-CE	\$12,000
CRYOGENIC RARE GAS LABORATORIES, INC. (Shipper)	Offered radioactive materials for transportation in packages marked as meeting the DOT 7A Type A specification without performing any testing of the packages; failed to maintain test records. [173.465, 173.466, 173.415(a)] Case No. 95-201-RMS-HQ	\$4,200
CURTIS INDUSTRIES, INC. (Shipper)	Offered a flammable liquid for transportation in a nonspecification outer packaging; offered it accompanied by a shipping paper which failed to identify the proper packing group for the material. [173.119(a), 173.202(b) 172.202(a)(4), 173.121(a)] Case No. 96-219-SB-WE	\$2,900
CUSTODIAL SUPPLY COMPANY, INC. (Shipper)	Offered corrosive liquids, n.o.s., for transportation in unauthorized non-standard packaging; offered it accompanied by shipping papers with additional unauthorized information before the shipping description, and which did not include the hazard class, identification number, packing group, or shipper's certification; failed to provide employee training, or create and retain records of training testing. [173.202(a) and (b), 172.201(a)(4), 172.202(a) and (b) 172.702(b), 172.704(a) and (d)] Case No. 97-188-SP-WE	\$10,425
CUSTOM CORRUGATED BOX (Fiber Box Manufacturer)	Manufactured, marked, certified, and sold fiberboard boxes as meeting the UN 4G standard without performing the design qualification tests; failed to provide employee training. [178.601(d), 178.601(l), 172.702(b), 172.704(a)] Case No. 97-110-BM-EA	\$7,400
CYLINDER SERVICES, INC. (Cylinder Retester)	Performed hydrostatic retesting of cylinders with equipment not accurate to within 1%; failed to maintain accurate records of reinspection and retest. [173.34(e)(3), 173.34(e)(5)] Case No. 96-205-CR-EA	\$3,720

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
DANA CONTAINER, INC. (Shipper)	Represented, marked, and offered hazardous materials for transportation in a DOT IM 101 portable tank when the visual inspection had not been performed within 2.5 years and the hydrostatic testing had not been conducted within five years. [173.32b(a)(1) & (b), 173.32c(c)] Case No. 98-011-SIT-HQ	\$7,000
DEEP SOUTH CHEMICAL, INC. (Shipper)	Offered methanol for transportation in DOT IM portable tanks with filling or discharge connections located below the normal liquid level, when the tanks were not equipped with three serially-mounted closures consisting of an internal discharge valve capable of being closed from a location remote from the valve. [173.32c(g)(2), Special Provision T8] Case No. 97-256-SIT-HQ	\$5,600
DELAU FIRE & SAFETY, INC. (Cylinder Retester)	Failed to maintain accurate records of visual reinspection and hydrostatic retest of cylinders; failed to provide employee training. [173.34(e)(5), 172.702(b), 172.704(a)] Case No. 95-218-CR-CE	\$2,840
DELTA DISTRIBUTORS, INC. (Shipper)	Offered flammable liquid for transportation in an unauthorized packaging. [173.22(a)(2), 173.201(a)] Case No. 98-312-SD-EA	\$5,625
DENTAURUM, INC. (Shipper)	Failed to provide employee training, or create and retain records of training testing; offered flammable liquid for transportation accompanied by shipping papers that failed to contain a 24-hour emergency response telephone number, and staffed by a person not capable of providing emergency response information. [172.702(b), 172.704(a) and (d), 172.604(a) and (b)] Case No. 96-96-TRN-EA	\$2,240
DISTRIBUTION SERVICES OF ATLANTA, INC. (Shipper)	Offered hexane for transportation in unauthorized non-UN standard, non-specification packaging; offered paint-related material for transportation accompanied by a shipping paper which failed to include the shipping name, hazard class, UN identification number, or packing group. [173.22(a)(2), 173.202(a), 172.202(a)(1)-(4)] Case No. 98-251-SBP-SO	\$8,000
DUPAGE FIRE EQUIPMENT CO., INC. (Cylinder Retester)	Performed second hydrostatic retest at same pressure, instead of increasing it by 100psi or 10% (whichever is lower), when the accuracy of the system could not be maintained due to leakage; failed to maintain accurate records of reinspection and retest; failed to legibly mark cylinders. [173.34(e)(3), 173.34(e)(5), 173.34(c)] Case No. 92-65-CR-CE	\$244

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
E+E (US) INC./MANLEY- REGAN CHEMICALS (Shipper)	Represented, marked, and certified a DOT-E 9052 portable tank as meeting the requirements of the Hazardous Materials Regulations when it had not been tested at 15 psi for five minutes; offered sulfuric acid for transportation in a DOT-E 10172 portable tank without maintaining a copy of the exemption at the facility, and failed to list the exemption number on the shipping paper. [DOT-E 9052-Para.7.h., 173.22a(b), 172.203(a), DOT-E 10172-Para.8.a.] Case No. 98-070-SPT-EA	\$3,640
THE EMF COMPANY, INC. (Shipper)	Offered isopropanol and alcohol for transportation in unauthorized non-specification packaging; failed to provide employee training, or create and retain records of training testing; offered hazardous material accompanied by a shipping paper that contained a 24-hour emergency response telephone number which did not provide detailed emergency response information. [173.245(a), 173.202, 172.702(b), 172.704(d), 172.201(d), 172.604(b)] Case No. 95-221-SB-CE	\$9,000
ERJO SERVICE COMPANY, INC. (Cylinder Retester)	Performed a second retest at the same pressure, rather than 10% or 100psi higher (whichever is lower), when the accuracy of the system could not be maintained due to leakage; allowed hydrostatic testing to be performed or supervised by a person not named in its application for a retester's identification number; failed to maintain accurate record of reinspection and retest; failed to create and retain records of training testing. [173.34(e)(4)(v), 173.34(e)(2)(i), 173.34(e)(2)(iv), 173.34(e)(8)(ii)(B), 172.704(d)] Case No. 97-113-CR-EA	\$4,000
EAGLE CHEMICAL COMPANY, INC. (Shipper)	Offered hydrogen peroxide, aqueous solution, for transportation in a DOT exemption portable tank which had not been retested at 15 psi for five minutes; failed to maintain the required requalification record for the tank. [173.32(e)(1) and (5), DOT-E 9052-Paras. 7.h.and 8.f.] Case No. 97-195-SPT-EA	\$7,400
EAST COAST GASES, INC. (Cylinder Retester)	Failed to condemn a DOT exemption cylinder with permanent expansion exceeding 5% of total expansion; performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; marked cylinders with a "+" mark to indicate authorization to charge to 110% of service pressure without calculating the average or maximum wall stress; performed a second retest at the same pressure, rather than 10% or 100psi higher (whichever is lower), when the accuracy of the system could not be maintained due to leakage; failed to maintain accurate records of reinspection and retest; failed to remark exemption aluminum cylinders as DOT 3AL. [DOT-E 7277-Para.. 8.f., 173.34(e)(3), 173.302(c)(3) and (5), 173.34(e)(3), 173.34(e)(5), 173.23(c)] Case No. 93-161-CR-HQ	\$6,540

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
EPIC HOLDING COMPANY, INC. D/B/A EPIC INDUSTRIES (Shipper)	Offered two types of corrosive compound, cleaning, liquid, for transportation in fiberboard boxes marked as meeting the UN 4G standard, for which the gross mass exceeded 18 kg, which was the maximum gross mass for which they had been tested; failed to mark the technical name in parentheses after the shipping name on the packaging. [173.24(b)(2), 173.202, 172.301(b)] Case No. 98-082-SB-EA	\$7,000
F & M FIRE PROTECTION SERVICE, INC. (Cylinder Retester)	Certified and marked cylinders as successfully retested without performing the testing; failed to maintain records of reinspection and retest. [173.34(e)(1)(ii), 173.34(e)(5)] Case No. 96-79-CR-HQ	\$2,500
FABRICATED METALS, INC. (Intermediate Bulk Container Manufacturer)	Manufactured, marked, certified, and sold intermediate bulk containers as meeting either the UN 11A or UN 31A standard when the design qualification testing for one tank design had not been conducted and the design qualification testing for two tank designs was not done in the proper sequence; failed to conduct periodic design requalification testing. [178.801(d), 178.803, 178.801(e)] Case No. 98-060-IBCM-EA	\$15,280
FIRE CONTROL SYSTEMS, LTD. (Cylinder Retester)	Certified a cylinder as meeting the requirements of a DOT exemption when the cylinder was not maintained or retested in accordance with the exemption. [DOT-E 7277-Para. 8.b.] Case No. 97-092-CR-EA	\$3,750
FIRE EXTINGUISHER SALES AND SERVICE (Cylinder Retester)	Failed to condemn a cylinder with permanent expansion exceeding 10% of total expansion; performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; marked cylinders with a "+" mark to indicate authorization to charge to 110% of service pressure without calculating the average or maximum wall stress; failed to maintain accurate records of reinspection and retest; failed to remark exemption aluminum cylinders as DOT 3AL. [173.34(e)(4), 173.34(e)(3), 173.302(c)(3) and (5), 173.34(e)(5), 173.23(c)] Case No. 93-100-CR-EA	\$5,435
FIRE FIGHTER SALES AND SERVICE, INC. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; marked cylinders with a "+" mark to indicate authorization to charge to 110% of service pressure without calculating the average or maximum wall stress; failed to provide employee training, or create and retain records of training testing. [173.34(e)(3), 173.302(c)(3) and (5), 172.702(b), 172.704(a) and (d)] Case No. 96-07-CR-CE	\$4,035
FIREFOX ENTERPRISES, INC. (Shipper)	Offered potassium chlorate, oxidizer, for transportation in an unauthorized, non-specification packaging; offered it accompanied by a shipping paper which did not list a 24-hour emergency response telephone number. [173.163(a), 173.212(a), 172.201(d), 172.604(b)] Case No. 93-238-SB-CE	\$2,020

## Research and Special Programs Administration

### Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
THE FIRELINE GROUP (Cylinder Retester)	Performed a second retest at the same pressure, rather than 10% or 100psi higher (whichever is lower), when the accuracy of the system could not be maintained due to leakage; performed retesting with equipment not verified to be accurate within one percent of the calibrated cylinder's pressure and corresponding expansion values. [173.34(e)(4)(v), 173.34(e)(4)(iii), 173.34(e)(4)(iv)] Case No. 97-136-CR-EA	\$3,400
FIREMARK FIRE EQUIPMENT, INC. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to provide employee training, or create and retain records of training testing. [173.34(e)(3), 172.702(b), 172.704(d)] Case No. 96-80-CR-SW	\$3,250
FIRE-PRO FIRE EQUIPMENT CO., LTD. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to maintain accurate records of reinspection and retest. [173.34(e)(3), 173.34(e)(5)] Case No. 94-141-CR-CE	\$2,420
FIRETRON, INC. (Cylinder Retester)	Certified and marked cylinders as successfully retested without holding a current approval or retester's identification number; failed to maintain complete records of reinspection and retest. [173.34(e)(1)(I), 173.34(e)(1)(iv), 173.34(e)(5)] Case No. 96-118-CR-SW	\$1,750
FIREWORKS PRODUCTIONS INTERNATIONAL, INC. (Importer)	Imported fireworks into the United States without providing the foreign shipper with information as to the requirements of the Hazardous Materials Regulations which would apply to the transportation of the fireworks within the United States. [171.12(a)] Case No. 98-171-IMP-WE	\$4,700
FITCH INDUSTRIAL AND WELDING SUPPLY, INC. (Cylinder Retester)	Failed to maintain accurate records of reinspection and retest; charged, offered and transported cylinders containing acetylene without checking the pressure of a representative cylinder of the day's compression and maintaining a record for at least 30 days. [173.34(e)(8), 173.302(e), 173.303(d)] Case No. 97-219-CR-SW	\$4,280
FIVE STAR AFFILIATES, INC. (Shipper)	Offered sulfamic acid for transportation in an unauthorized, non-UN standard packaging. [173.213] Case No. 98-229-SP-SW	\$3,750
FLORIDA CARBONIC DISTRIBUTORS, INC. (Cylinder Retester)	Failed to provide employee training; certified cylinders as successfully retested without properly marking the retester's identification number on the cylinders; failed to maintain accurate and complete records of visual reinspection [172.702(b), 173.34(e)(6), 173.34(e)(5)] Case No. 96-74-CR-EA	\$6,000
FOAM SUPPLIES, INC. (Shipper)	Filled and offered DOT specification cylinders charged with nitrogen when the required periodic retest had not been completed. [173.34(a)(1), 173.34(e)(1)(iii)] Case No. 97-084-SC-CE	\$3,465

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
FORESIGHT INTERNATIONAL, INC. (Shipper)	Failed to register with RSPA; offered hazardous materials for transportation accompanied by a shipping paper that did not list a 24-hour emergency response telephone number; and which did not list a shipping name, technical name, hazard class or packing group; failed to provide employee training. [107.601(e), 107.608(a) and (b), 172.201(d), 172.604(b) 172.202(a)(1), (2), and (4), 172.702(b), 172.704(a)] Case No. 95-188-TREG-CE	\$2,520
FOX VALLEY FIRE & SAFETY COMPANY, INC. (Cylinder Retester)	Failed to maintaining accurate records of reinspection and retest; failed to remark exemption aluminum cylinders as DO T 3AL; failed to provide employee training. [173.34(e)(5), 173.23(c), 172.702(b), 172.704(a)(2)] Case No. 95-65-CR-CE	\$2,880
FRESENIUS NATIONAL MEDICAL CARE HOLDINGS, INC. (Shipper)	Offered ethyl chloride, 2.1, for transportation in unauthorized, non-standard packaging; failed to label packages with flammable gas labels; failed to mark the shipping name and identification number on packages of ethyl chloride and acetic acid solution; failed to provide shipping papers for ethyl chloride and formaldehyde solutions; failed to provide function-specific employee training, or create and retain record of training testing. [173.322, 172.417, 172.301(a), 172.201(a), 172.202(a), 172.203(b), 172.702(b), 172.704(a)(2) and (d)] Case No. 97-162-SB-EA	\$23,575
GFS CHEMICALS (Shipper)	Offered hydrochloric acid solution for transportation in an unauthorized package; offered a flammable liquid n.o.s. for transportation accompanied by a shipping paper which failed to include the packing group for the material being shipped.. [173.202(a), 178.601(b), 172.202(a)(4)] Case No. 97-064-SB-CE	\$6,000
GENERAL CHEMICAL CORP. (Fiber Box Manufacturer/Shipper)	Represented, marked, and certified combination packaging as meeting the UN4G standard without properly conducting the design qualification tests; failed to mark the packaging with the name and address of the manufacturer; failed to affix the proper label to the package and failed to mark the notation "inner packages comply with prescribed specifications" on the outer packaging. [178.601(d), 178.602(a), 178.503(a)(8) 172.400(a)(5), 173.25(a)(2) and (4)] Case No. 97-095-BMS-EA	\$8,000
GENERAL FIRE EXTINGUISHER CORPORATION (Cylinder Manufacturer)	Manufactured, marked, certified, and sold compressed gas cylinders as meeting the DOT-3E specification without conducting the hydrostatic burst test on one cylinder out of each lot of 500 or fewer; failed to provide employee training, or create and retain records of training testing. [178.42-4(c), 178.42-11, 172.702(b), 172.704(a)(1) and (2), 172.704(d)] Case No. 97-046-CM-HQ	\$6,280

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
GENERAL FIRE EXTINGUISHER SERVICE, INC. (Cylinder Retester)	Marked cylinders with a "+" mark to indicate authorization to charge to 110% of service pressure without calculating the average or maximum wall stress; failed to maintain accurate records of reinspection and retest; failed to provide employee training, or create and retain records of training testing. [173.302(c)(3) and (5), 172.702(b), 172.704(d)] Case No. 96-152-CR-CE	\$1,975
GENERAL GASES & SUPPLIES CORPORATION (Cylinder Retester)	Marked cylinders with a "+" mark to indicate authorization to charge to 110% of service pressure without calculating the average or maximum wall stress; failed to maintain a current annual certificate of registration with RSPA; certified acetylene cylinders as in compliance with the regulations without having an approval issued by RSPA. [173.302(c)(3) and (5), 107.608, 173.34(e)(17)(ii)] Case No. 96-130-CR-SW	\$4,125
GENERAL STEEL DRUM CORPORATION (Steel Drum Manufacturer)	Manufactured, marked, certified, and sold 55-gallon steel drums as meeting UN 1A1/X1 .8/300/97/USA/M4065 when the stacking tests were not properly conducted. [178.606(C)] Case No. 98-264-DM-SO	\$7,060
GEORGIA-PACIFIC CORPORATION (Third-Party Package Certifier)	Certified packages marked as meeting the UN4G standard without correctly performing stacking tests; failed to retain complete records of the design qualification tests for UN4G; failed to provide function-specific employee training; represented and marked boxes as UN4G without providing notification of closure instructions for them. [178.601(d), 178.606(c)(1), 178.601(l), 172.702(b), 172.704(a)(2), 178.2(c)] Case No. 97-154-PC-SO	\$6,400
GERALD CONTAINER CORPORATION (Fiber Box Manufacturer)	Manufactured, marked, and sold fiberboard boxes as meeting the DOT 12A and 12B specifications after October 1, 1994, when they were no longer authorized to be manufactured, and the boxes did not meet the marked specifications; failed to mark UN 4G boxes with the manufacturer's name and address or symbol, and marked wrong year of manufacture; failed to provide employee training, or create and retain records of training testing. [171.14(b)(5)(ii), 178.503(a)(6) and (8), 172.702(b), 172.704(a)(1)-(3) and (d)] Case No. 98-052-BM-EA	\$4,250
GRAND FIREWORKS MANUFACTURING (Shipper)	Offered a new explosive for transportation which had not been examined or classed, or approved, and thus was forbidden for transportation; failed to register with RSPA. [173.54(a), 173.56(b), 107.608, 107.612] Case No. 94-20-SE-EA	\$12,000
GRIFFIN BROS., INC. (Shipper)	Offered a flammable compound, cleaning, liquid (containing isopropanol), for transportation in an unauthorized non-specification, non-standard packaging. [173.202(a), 173.119(b)] Case No. 97-063-SB-WE	\$4,850

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
H.F. SCIENTIFIC, INC. (Shipper)	Offered acetic acid solution for transportation in an unauthorized, non-specification, non-standard packaging; failed to provide employee training. [173.245(a), 173.202, 172.702(b), 172.704(a)] Case No. 96-75-SB-SW	\$3,000
M. A. HANNA RESIN DISTRIBUTION COMPANY (Shipper)	Offered resin solution, flammable liquid, for transportation in a non-UN standard packaging; offered it accompanied by shipping papers that contained additional unauthorized information placed before the basic description. [173.118, 173.203, 172.201(a)(4)] Case No. 96-100-SP-WE	\$2,420
HARCROS CHEMICALS, INC. (Shipper)	Offered chlorine for transportation in a 106A500X specification tank when the required air pressure test had not been conducted; failed to create and retain test records. [173.31, 173.314(d), 180.519(b)(2) and (d), 172.704(d)] Case No. 97-142-STT-SW	\$7,020
HARSCO CORPORATION (Cylinder Manufacturer)	Manufactured, marked, certified, and sold compressed gas cylinders marked as meeting the DOT-3BN specification without performing a required flattening test when the physical test results yielded an elongation below 40%. [178.39-17(a)] Case No. 97-062-CM-HQ	\$3,100
HOECHST CELANESE CORPORATION (Shipper)	Offered chloroacetic acid, liquid, for transportation in unauthorized non-specification cargo tanks, under the terms of an exemption which had expired. [173.243(b), 173.244(a)(29)] Case No. 95-194-EXR	\$4,000
HYDRITE CHEMICAL COMPANY, INC. (Shipper)	Offered corrosive solid, basic, inorganic, n.o.s. (contains sodium hydroxide) for transportation in unauthorized, non-specification, nonstandard packaging. [173.22(a)(2), 173.202, 173.212] Case No. 98-211-SD-SW	\$2,880
HYDROSOL, INC. (Shipper)	Offered 1,1-difluoroethane, R152a, for transportation in unauthorized packaging; offered it without a proper shipping paper; failed to mark the packages with a shipping name and identification number; and failed to affix labels to the packages. [173.33(a)(2), 173.304(a)(2), 172.201(d), 172.202(a), 172.301(a), 172.400(a)] Case No. 97-197-SC-EA	\$4,700
HYDROSPIN, INC. (Cylinder Manufacturer)	Manufactured, marked, certified, and sold compressed gas cylinders as meeting the DOT-3E specification without having all verifications and inspections performed by an independent inspection agency or a competent inspector of the manufacturer; failed to provide employee training, or create and retain records of training testing. [178.42-3, 178.42-4, 178.42-15, 172.702(b), 172.704(d)] Case No. 96-59-CM-HQ	\$5,700
HYXPOSURE, INC. D/B/A HENDERSON FIRE COMPANY (Cylinder Retester)	Failed to condemn DOT-E 7277 cylinders with permanent expansion exceeding 5%. [ DOT-E7277(8)(f), 173.34(e)(4)] Case No. 94-26-CR-HQ	\$2,500

## Research and Special Programs Administration

### Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
INCO CHEMICAL SUPPLY COMPANY (Shipper)	Offered corrosive liquid, basic, inorganic, n.o.s. (containing sodium hydroxide and sodium trisilicate) and corrosive liquid, basic, inorganic, n.o.s. (containing diethylenetriamine and polyoxypropylenediamenes) for transportation in non-UN standard packaging. [173.22(a)(2), 173.202(a), 172.203(a)] Case No. 98-277-SP-SO	\$5,600
INDUSTRIAL CRATING & PACKING, INC. (Fiber/Wood Box Manufacturer)	Manufactured , marked, certified, and sold fiberboard boxes as meeting the UN 4G standard and wooden boxes as meeting the UN 4D standard when one fiberboard box failed a required drop test, the design qualification test records failed to contain all required information, and without performing the periodic retests on these packages. [178.601(d) and (e), 178.601(k)(1)] Case No. 96-27-BM-WE	\$12,000
INDUSTRIAL CRATING, INC. (Wood Box Manufacturer)	Manufactured, marked, certified, and sold two different wood boxes as meeting the UN 4D standard when design qualification testing had not been performed and test records were not prepared and retained; failed to mark the boxes with the name and address or symbol of the manufacturer or the approval agency certifying compliance; marked the wrong year of manufacture on the boxes. [178.601(d) and (l), 178.2(b)(2), 178.503(a)(6) and (8)] Case No. 97-235-WBM-CE	\$6,450
INDUSTRIAL QUIMICA DE MEXICO, S.A. DE C.V. (Shipper)	Offered hydrofluoric acid, PG I, for transportation in unauthorized standard packaging marked UN 1H1/Y1.5. [173.22(a)(2), 173.201(a) and (c)] Case No. 97-232-FSD-SW	\$4,000
INTERNATIONAL FIRE EQUIPMENT CORPORATION (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%. [173.34(e)(4)(ii)] Case No. 98-115-CR-CE	\$2,735
ISLAND EQUIPMENT COMPANY (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; conducted a second retest at the same pressure, instead of 10% or 100 psi higher (whichever is lower), when the integrity of the system could not be maintained due to leakage. [173.34(e)(4)(iii)(A), 173.34(e)(4)(v)] Case No. 97-174-CR-WE	\$4,000
ISLAND FIRE AND SAFETY EQUIP D/B/A A-1 FIRE EQUIPMENT (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to maintain accurate records of reinspection and retest; conducted a second retest at the same pressure, instead of 10% or 100 psi higher (whichever is lower), when the integrity of the system could not be maintained due to leakage. [173.34(e)(3), 173.34(e)(5), 173.34(e)(3)] Case No. 94-255-CR-SW	\$3,487

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
M. JACKS FIRE & SAFETY EQUIPMENT CO. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to remark exemption aluminum cylinders as DOT 3AL; failed to maintain accurate records of reinspection and retest. [173.34(e)(3), 173.23(c), 173.34(e)(5)] Case No. 94-185-CR-SW	\$5,200
JONES CHEMICALS, INC. (Shipper)	Offered a corrosive material for transportation in an unauthorized non-specification packaging. [173.263, 173.203] Case No. 96-254-SB-SW	\$2,835
JONES CHEMICALS, INC. (Cylinder Retester/Shipper)	Performed hydrostatic retesting at a test pressure below the minimum test pressure; failed to maintain accurate records of reinspection and retest; offered hazardous materials for transportation accompanied by a shipping paper that failed to include the shipping name for the material and the total quantity being offered. [173.34(e)(3), 173.34(e) (table), 173.34(e)(5), 172.202(a) and (k)] Case No. 96-190-CRS-EA	\$5,728
KAISER ALUMINUM & CHEMICAL CORP. (Shipper)	Offered sodium fluorosilicate for transportation in packages that were not closed so that under conditions normally incident to transportation there would be no identifiable release of material to the environment. [173.25(b)(1)] Case No. 96-140-SBG-EA	\$4,110
DONALD B. KELLY, INC. (Drum Reconditioner)	Represented, marked, certified, and sold plastic drums as meeting the UN1H1 standard without properly performing the required leakproofness test; failed to provide employee training, or create and retain records of training testing. [178.604, 173.28(b)(2), 172.702(b), 172.704(a) and (d)] Case No. 97-111-DR-EA	\$2,250
KITZINGER COOPERAGE CORP. (Steel Drum Manufacturer)	Manufactured, marked, certified, and sold steel drums as meeting the UN1A1 standard when they were not capable of passing the leakproofness and hydrostatic tests. [178.601(b), 178.604, 178.605] Case No. 97-165-DM-CE	\$7,790
KIWI CODERS CORPORATION (Fiber Box Manufacturer/Shipper)	Represented, marked, and certified fiberboard boxes as meeting the UN4G standard without performing design qualification testing; failed to provide employee training. [178.601(k)(1), 172.702(a)] Case No. 95-113-BMS-CE	\$6,000
KOCH ENGINEERING COMPANY, INC. (Shipper)	Certified and marked packages as meeting the DOT 7A Type A specification for radioactive materials n.o.s. and special form, when the required stacking test was not properly conducted ; offered radioactive materials n.o.s. for transportation in packages marked as meeting the DOT 7A specification without maintaining a package certification and complete documentation of tests or an engineering evaluation. [173.465(d), 178.350(a), 173.415(a)] Case No. 97-076-RMS-HQ	\$8,175

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
KOETTER FIRE EQUIPMENT CO. W.F. (Cylinder Retester)	Failed to mark a DOT-3HT cylinder with low stress steel stamps; failed to provide employee training, or create and retain records of training testing. [173.34(e)(6), 173.34(e)(13)(iv), 172.702(b), 172.704(d)] Case No. 96-38-CR-SW	\$4,460
LIFTEC, INC. (Shipper)	Offered battery fluid, acid, for transportation in a nonstandard packaging; offered it without providing a shipping paper or emergency response telephone number; failed to mark the package with the shipping name, identification number, or orientation arrows; failed to affix a hazard warning label to the package. [173.24(b) and (c), 173.202(a), 172.200(a), 172.201(d) 172.301(a), 172.312(a)(2), 172.400(a)(1), 172.400(b)] Case No. 98-306-SB-EA	\$7,960
LINCOLN SPORTING GOODS D/B/A JACOBSEN FIRE EQUIPMENT (Cylinder Retester)	Marked cylinders with a "+" mark to indicate authorization to charge to 110% of service pressure without calculating the average or maximum wall stress; failed to provide employee training; failed to maintain legible markings on the cylinder; failed to maintain accurate records of reinspection and retest. [173.302(c)(3) and (c)(5) 172.702(b), 172.704(a), 173.34(c), 173.34(e)(6), 173.34(e)(5)] Case No. 95-56-CR-CE	\$3,450
LONE STAR HYDROTEST (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; marked cylinders with a "+" mark to indicate authorization to charge to 110% of service pressure without calculating the average or maximum wall stress. [173.34(e)(3) 173.302(c)(3) and (c)(5)] Case No. 94-135-CR-SW	\$2,000
LONGHORN MANUFACTURING CO., INC. (Shipper)	Offered fireworks 1.4G (Pkg Grp II) for transportation in an unauthorized non-specification packaging. [173.108(a)(3), 173.62(a)] Case No. 95-104-SB-CE	\$3,000
MAGNOLIA CHEMICALS & SOLVENTS, INC. (Shipper)	Offered acetic acid solution and acetic acid, glacial, corrosives, and methanol, flammable liquid, for transportation in DOT specification 57 portable tanks which were out of test and therefore unauthorized; offered paint related material without marking the shipping name and identification number on the package. [173.32(e)(1)(ii) and (e)(5), 173.242(c), 173.243(e)(1), 172.301(a)] Case No. 97-224-SPT-SW	\$5,000
MAINTEX, INC. (Shipper)	Offered hazardous materials for transportation in an unauthorized non-specification fiberboard and an unauthorized non-specification plastic pail; failed to provide employee training; failed to sign the shipper's certification on the shipping paper. [173.249a, 173.263, 173.202, 173.245(a), 173.203, 172.702(b), 172.204(d)] Case No. 95-100-SBP-WE	\$11,300

## Research and Special Programs Administration

### Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
MAPCO NATURAL GAS LIQUIDS, INC. (Shipper)	Certified and marked cylinders as having been successfully retested without performing a complete external visual inspection; failed to maintain records of the external visual inspection. [173.34(e)(10), 173.34(e)(10)] Case No. 95-182-SC-SW	\$3,075
MARIANNA IMPORTS, INC. (Shipper)	Offered acetone for transportation in an unauthorized non-specification packaging. [173.119(b), 173.202] Case No. 96-186-SB-SW	\$3,463
MASTER PACKAGE CORPORATION (Fiber Drum Manufacturer)	Manufactured, marked, and sold fiber drums marked as meeting the DOT-21C specification after October 1, 1994, when they were no longer authorized to be manufactured; manufactured, marked, certified, and sold fiber drums as meeting the UN 1G standard without marking the place of manufactured or the name and address or symbol of manufacturer; failed to provide employee training. [171.14(b)(5)(ii), 178.503(a)(7) and (8), 172.702(b)] Case No. 95-152-FDM-CE	\$2,345
G. E. MATHIS CO., INC. (Intermediate Bulk Container Manufacturer)	Manufactured, marked, certified, and sold intermediate bulk containers marked as meeting a UN standard without performing the periodic drop, bottom-lift, top-lift, leakproofness, hydrostatic pressure, stacking, and vibration tests. [178.801(c)(3), 178.801(e)(1)] Case No. 96-154-IBCM-CE	\$6,395
MCHEM, INC. (Shipper)	Offered flammable liquid for transportation in unauthorized non-specification packaging; failed to mark the package with the shipping name and identification number on package; also failed to list both on the shipping paper; failed to list the correct packing group on the shipping paper. [173.119(a), 173.202, 172.301(a), 172.202(a)(1)-(4)] Case No. 94-202-SP-EA	\$3,600
MEER DENTAL SUPPLY COMPANY (Shipper)	Offered flammable liquids for transportation in unauthorized non-specification packaging; failed to provide employee training, or create and retain records of training testing. [173.119(b), 173.202, 172.702(b), 172.704(d)] Case No. 96-126-SB-CE	\$3,970
METPATH, INC. (Shipper)	Offered radioactive materials for transportation in unauthorized packaging; offered it accompanied by shipping papers that did not contain a total quantity amount or a 24-hour emergency response telephone number, and listed an incomplete shipping description. [173.415(a), 172.202(a) and (c), 172.604(a)(3)] Case No. 95-151-RMS-HQ	\$3,800
SAMUEL MILLER & SON, INC. (Drum Reconditioner)	Represented, certified, and sold reconditioned steel drums marked as UN 1A1/Y1.8/250/USA/R1177 /96 when one drum had not been remanufactured as required and other drums were not marked as required. [178.503(c), 178.601(d)] Case No. 96-247-DR-EA	\$3,115

## Research and Special Programs Administration

### Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
MONA INDUSTRIES, INC. (Fiber Box Manufacturer/Shipper)	Represented, marked, and certified fiberboard boxes as meeting UN4G/Y6.8/S/95 /USA when the design qualification drop test was not performed at the required height. [178.601(d), 178.603(a) and (e)] Case No. 97-104-BMS-EA	\$2,000
MORRISON CHEMICAL COMPANY (Shipper)	Failed to provide employee training, or create and retain records of training testing; offered hazardous materials for transportation accompanied by a shipping paper which listing a 24-hour emergency response telephone number which did not provide sufficient information to meet the regulatory requirement; and which listed an incorrect shipping description. [172.702(b), 172.704(a) and (d),172.604(a) and (b), 172.201(a)(4)] Case No. 95-184-TRN-EA	\$3,500
NATIONAL RESOURCES, INC. (Shipper)	Offered a flammable liquid for transportation in an unauthorized non-specification, non-standard outer packaging; failed to provide employee training, or create and retain records of training testing; offered acetone for transportation accompanied by a shipping paper that failed to include a 24-hour emergency response telephone number. [173.119, 173.202, 172.704(a)(1) and (2), 172.704(d), 172.604(a) and (b)] Case No. 97-040-SB-WE	\$8,640
NESTE CORPORATE HOLDINGS/NESTE POLYESTER, INC. (Shipper)	Offered methyl methacrylate monomer, inhibited, and resin solution for transportation in portable tanks marked as meeting the DOT 57 specification when the required periodic testing was not completed. [173.32(e)(1)(ii), 173.32(e)(2)(i) and (ii)] Case No. 97-172-SPT-SO	\$3,935
NEW STAR ORIENTAL CORPORATION (Shipper)	Offered liquefied petroleum gas for transportation in aerosol containers at a pressure in excess the maximum allowable limit; failed to provide a shipping paper. [173.304(d)(3)(ii), 172.200(a)] Case No. 95-76-SC-HQ	\$7,875
GEORGE H. NIX REFRIGERATION CO. (Cylinder Retester)	Failed to legibly mark cylinders with the retester's identification number and other markings; performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to perform a complete visual inspection. [173.34(c), 173.34(e)(3), 173.34(e)(1)] Case No. 95-205-CR-SW	\$1,500
NORTH INDUSTRIAL CHEMICALS, INC. (Shipper)	Offered sodium hydroxide solution for transportation in an out-of-test DOT-E 10172 portable tank; failed to provide employee training, or create and retain records of training testing; failed to properly prepare shipping papers; failed to maintain a copy of DOT-E 10172 at its facility. [173.32(e)(1)(ii) and (e)(5), DOT-E 10172, 172.702(b),172.704(a) and (d), 172.201(a)(4), 172.201(d), 172.202(a)(5), 173.22a(b), DOT-E 10172, Para. 8.a.] Case No. 97-186-SPT-EA	\$6,680

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
NORTHWEST FIRE EXTINGUISHER & SERVICE CO. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%. [173.34(e)(4)(iv)] Case No. 97-147-CR-CE	\$3,420
NORTON PACKAGING, INC. (Plastic Drum Manufacturer)	Manufactured, marked, certified, and sold plastic pails marked as meeting the UN 1H2 standard when the leakproofness test was not performed on all pails; failed to conduct the leakproofness test for the minimum of five minutes; failed to provide employee training, or create and retains records of training testing. [178.604(a) and (b)(1), 178.604(d), 172.702(b), 172.704(a) and (d)] Case No. 98-161-PPM-WE	\$10,800
OLIN CORPORATION, WINCHESTER DIVISION (Fiber Box Manufacturer/Shipper)	Represented, marked, and certified fiberboard boxes as meeting the UN 4G standard without performing design qualification tests or maintaining test records. [178.601(d), 178.601(k)(1)] Case No. 96-12-BMS-CE	\$4,200
PACIFIC SCIENTIFIC COMPANY (Wood Box Manufacturer/Shipper)	Represented, marked, and certified natural wood boxes marked as meeting the UN 4C1 standard when periodic retesting had not been conducted and no test records were created and maintained; offered cartridges, power device, 1.4S, for transportation in an unauthorized wood box. [178.601(e) and (l), 173.62] Case No. 97-201-SWB-SO	\$7,650
PAIN ENTERPRISES, INC. (Cylinder Retester)	Certifying cylinders as successfully retested without condemning when the permanent expansion exceeded 10% of total expansion; failed to mark cylinders with the proper retester's identification number; failed to maintain accurate records of reinspection and retest. [173.34(e)(6)(D), 173.34(e)(7)(i), 173.34(e)(8)(ii)] Case No. 97-144-CR-CE	\$10,010
PECORA CORPORATION (Fiber Box Manufacturer/Shipper)	Represented, marked, and certified fiberboard boxes as meeting the UN 4G/Y145 standard without performing any design qualification testing; represented, marked, and certified fiberboard boxes as meeting the UN 4G/Z17 standard without performing any periodic retesting; marked UN 4G/Y145 boxes with the symbol of another company which did not perform any testing on the boxes, and with the wrong year of manufacturer; offered mercury compounds liquid and resin solution for transportation in non-standard packaging; listed an incorrect packing group on a shipping paper and failed to list a unit of measure for the material being offered; failed to provide function-specific employee training, or create and retain records of training testing. [178.601(d), 178.602(a), 178.603(a), 178.606(a), 178.601(e), 178.603(a), 178.606(a), 178.503(a)(6) and (8), 173.22(a)(2), 173.201(a), 173.173(b), 173.203(a) and (c), 172.202(a)(4) and (5), 172.702(b), 172.704(a)(2) and (d)] Case No. 98-051-BMS-EA	\$22,420

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
PERFORM MANUFACTURING, INC. (Shipper)	Offered corrosive material and flammable liquid for transportation in non-specification packaging; offered it accompanied by shipping papers which did not list a shipping name, did not list the basic shipping description in the proper sequence, listed additional unauthorized information before the basic description, and failed to include a signed shipper's certification. [173.202(a), 173.245(a), 172.202(a)(1) and (b), 172.201(a)(4), 172.204(d)] Case No. 96-62-SB-CE	\$6,000
PHOTOCO, INC. (Shipper)	Offered flammable gas for transportation without including a shipping description on the shipping paper; failed to mark the package with a shipping name and identification number; failed to affix a hazard warning label to the package; failed to provide proper training for employees, or create and retain records of training testing. [172.200(a), 172.202(a), 172.301(a), 172.400(a), 172.702(b), 172.704(a) and (d)] Case No. 95-49-SC-CE	\$2,490
PRESTIGE COMPANY, INC., D/B/A GRIZZARD MANUFACTURING (Steel Drum Manufacturer)	Manufactured, marked, certified, and sold open-head steel drums as meeting the UN 1A2/Y1.2/100 standard without performing design qualification testing; failed to perform leakproofness testing; failed to properly mark the drums; failed to provide employee training, or create and retain records of training testing. [178.601(d), 178.601(k)(1), 178.601(f), 178.604(b)(1), 178.503(a)(8), 172.702(b), 172.704(a) and (d)] Case No. 95-186-PM-CE	\$1,000
PROFESSIONAL HYDROSTATIC TESTERS, INC. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to condemn cylinders with permanent expansion exceeding 10% of total expansion; failed to provide employee training. [173.34(e)(3), 173.34(e)(4), 172.702(b), 172.704(a)] Case No. 94-165-CR-CE	\$6,400
PUMPELLY OIL CO. (Shipper)	Offered acetone for transportation in a packaging that had not been certified or marked for reuse; failed to properly describe the material on a shipping paper, include a shipper's certification, or distinguish the hazardous material from other material; failed to provide employee training. [173.22(a)(2), 173.28(b)(2)(ii), 172.202(a)(2)-(4), 172.204(a), 172.201(a)(1), 172.702(b)] Case No. 95-126-SD-SW	\$5,000
QUALITEK INTERNATIONAL, INC. (Shipper)	Offered a flammable liquid for transportation in an unauthorized non-specification packaging; offered the material mis-classified as "alcohols, n.o.s., 3, UN1987, PG III," and failed to prepare proper shipping papers. [173.125(a)(7), 173.202(a), 173.22(a)(1), 172.202(a)] Case No. 95-223-SB-CE	\$4,250
RECYCLE, INC. (Portable Tank Retester)	Certifying a portable tank marked as meeting the requirements of DOT-E 9052 without properly conducting the retest as prescribed by DOT-E 9052. [171.2(c), DOT-E 9052, Para. 7.h.] Case No. 97-160-PTR-EA	\$3,500

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
RED LION GROUP, INC. (Cylinder Retester)	Failed to provide recurrent employee training, or create and retain records of training testing; performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%. [172.704(c)(2), 173.34(e)(3)] Case No. 96-119-CR-EA	\$2,162
REED SUPPLY, INC. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to remark exemption aluminum cylinders as DOT 3AL; failed to perform a complete visual examination; failed to provide proper employee training. [173.34(e)(3), 173.23(c), 173.34(e)(1), 172.702(b), 172.704(a)] Case No. 94-237-CR-EA	\$5,355
REL-TEK CORPORATION (Cylinder Manufacturer)	Manufactured, marked, certified, and sold cylinders as meeting the DOT-39 specification when the service pressure exceeded 80% of the design test pressure; offered nonflammable gas for transportation accompanied by a shipping paper which did not contain a signed shipper' s certification. [178.65-2(c), 172.204(d)] Case No. 95-190-CM-HQ	\$3,500
RHONE-POULENC, INC. D/B/A RHONE-POULENC BASIC CHEM. (Shipper)	Offered phosphorous pentasulfide for transportation in portable tanks marked as meeting the DOT 56 specification which had not been retested as required; failed to provide recurrent employee training, or create and retain records of training testing. [173.32(e)(1)(ii), 172.702(b), 172.704(d)] Case No. 96-93-SPT-EA	\$11,700
RIVER SERVICES, INC. (Cylinder Retester)	Failed to condemn exemption cylinders with permanent expansion exceeding 5% of total expansion. [173.34(e)(4), DOT-E 7235] Case No. 95-176-CR-SW	\$3,600
RUSSELL-STANLEY CORPORATION (Steel Drum Manufacturer)	Manufactured, marked, certified, and sold 55-gallon steel drums as meeting the UN 1A2/Y1.5/100 standard when the drums could not pass the drop test. [178.601(b), 178.603] Case No. 98-077-DM-EA	\$8,400
S & S RALLI ENTERPRISES, INC. (Cylinder Retester)	Failed to condemn cylinders with permanent expansion exceeding 10% of total expansion; performed a second retest at the same pressure, instead of increasing it pressure by 100 psi or 10 % (whichever is lower) when the integrity of the test system could not be maintained due to leakage; failed to provide employee awareness training. [173.34(e)(4), 173.34(e)(3), 172.702(b), 172.704(a)(1)] Case No. 97-071-CR-SW	\$2,000
SST INDUSTRIES, INC. (Plastic Drum Manufacturer)	Manufactured, marked, certified, and sold plastic drums marked as meeting the UN 1H1 standard when the drums were not capable of passing the drop, leakproofness, hydrostatic, and stacking tests. [178.601(b), 178.603, 178.604, 178.605, 178.606] Case No. 98-106-PDM-CE	\$6,480

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
SAN FRANCISCO EXPORT PACKING CORPORATION (Wood Box Manufacturer)	Manufactured, marked, certified, and sold wooden boxes as meeting a UN wood box standard when the design qualification tests were not properly conducted.. [178.601(d), 178.603, 178.606] Case No. 97-080-WBM-WE	\$4,200
SARA LEE CORPORATION (Shipper)	Offered 1,1-difluoroethane, R152a, for transportation in an unauthorized packaging; offered this material without preparing a proper shipping paper; failed to the shipping name and identification number on the packages; failed to affix a hazard warning label to the packages. [173.22(a)(2), 173.304(a)(2) 172.201(d), 172.202(a), 172.301(a), 172.400(a)(1)] Case No. 97-199-SC-EA	\$5,155
THE C. F. SAUER COMPANY, INC. (Shipper)	Offered extracts, flavoring, liquid, for transportation in an out-of-test, and therefore unauthorized DOT-57 portable tanks; failed to provide employee awareness and function-specific training; failed to mark the shipping name and identification number on two opposing sides of the portable tank. [173.32(e)(1)(ii), 172.702(b), 172.704(a)(1) and (2), 172.302(a)(2), 172.326(a)] Case No. 96-189-SPT-EA	\$4,080
SCHUTZ CONTAINER SYSTEMS, INC. (Plastic Drum Manufacturer)	Manufactured, marked, certified, and sold 35-gallon plastic drums marked as meeting the UN 1H1/Y1.8/100 standard when period retesting had not been conducted. [178.601(e)] Case No. 98-258-PDM-SO	\$7,680
SCRANTON COOPERAGE, INC. (Intermediate Bulk Container Manufacturer)	Manufactured, marked, certified, and sold intermediate bulk containers as meeting the UN/31HA1/Y standard without having performed the design qualification tests; failed to include complete and accurate information in marking the UN certification on the packages. [178.801(d), 178.803, 178.703(a), 178.703(b)] Case No. 97-018-IBCM-EA	\$8,400
SEABOARD INDUSTRIES, INC. (Shipper)	Offered oxidizing substances, n.o.s., for transportation in an unauthorized non-specification, non-standard packaging; failed to provide employee training, or create and retain records of training testing. [173.154(a), 173.212, 172.702(b), 172.704(d)] Case No. 95-198-SB-EA	\$5,580
SHARE CORPORATION AND ARCHEM, INC. (Shipper)	Offered flammable liquids and corrosive material for transportation in unauthorized non-specification packaging; failed to provide employee training; failed to identify the shipping name on the shipping paper and incorrectly identified the material as a limited quantity on the shipping paper; failed to properly mark the outside packaging to indicate that the inner packages complied with prescribed specifications. [173.119(a), 173.202(a), 172.702(b), 172.202(a)(1), 172.203(b), 173.25(a)(4)] Case No. 95-116-SB-CE	\$9,225

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
SHIELD PACKAGING COMPANY, INC. (Shipper)	Offered a flammable solid for transportation in an unauthorized packaging. [173.154, 173.212] Case No. 96-84-SB-EA	\$2,400
SIDMAR ENTERPRISES, INC. (Shipper)	Offered corrosive compound cleaning liquid for transportation in non-specification packaging; failed to mark the shipping name on the packaging; failed to mark the technical names on the packaging. [173.245(a), 173.203(a), 172.301(a), 172.301(b)] Case No. 93-222-SB-EA	\$7,000
SKOLNIK INDUSTRIES, INC. (Steel Drum Manufacturer)	Manufactured, marked, certified, and sold steel drums as meeting the UN 1A2 standard when all drums were not capable of passing the drop and hydrostatic pressure tests. [178.601(b), 178.603, 178.605] Case No. 98-124-DM-CE	\$5,800
SMURFIT PACKAGING CORPORATION (Plastic Drum Manufacturer)	Manufactured, marked, certified, and sold plastic drums as meeting the UN 1H1 standard when they were not capable of passing the leakproofness and hydrostatic pressure tests; manufactured, marked, certified and sold plastic drums as meeting the UN 1H1 standard when the design qualification and periodic tests were not conducted as prescribed. [178.601(b), 178.604, 178.605, 178.601(d) and (e), 178.603] Case No. 98-086-PDM-EA	\$10,000
SMYTH COUNTY COMMUNITY HOSPITAL CORPORATION (Shipper)	Offered radioactive materials for transportation accompanied by shipping papers which described packaging as "empty" and which did not identify the material with a shipping name, hazard class, or identification number; failed to list on the shipping paper the name of each nuclide, the chemical form of the material, the activity, the category of hazard warning label, or the transport index; affixed labels to the package which did not include the name of nuclide, the activity, or the transport index. [172.202(a), 172.203(d), 172.403(g)] Case No. 96-54-RMS-HQ	\$2,522
SNEE CHEMICAL COMPANY (Shipper)	Offered corrosive solid n.o.s for transportation in unauthorized, non-specification, non-standard packaging; failure to train employees, or create and retain records of training testing. [173.212, 172.702(b), 172.704(d)] Case No. 98-214-SD-SW	\$6,000
SOUTHWEST AIRLINES COMPANY, INC. (Shipper)	Offered corrosive solids for transportation in non-standard packaging; failed to mark the package with the shipping name; offered the material accompanied by a shipping paper that failed to include the shipping name. [173.212(b), 172.301(a), 172.202(a)(1)] Case No. 97-101-SB-CE	\$12,000

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
SPECIALTY CHEMICAL RESOURCES, INC. D/B/A AEROSOL SYSTEMS (Shipper)	Offered a flammable liquid for transportation in a non-specification packaging. [173.119(a)(7), 173.202(b)] Case No. 96-218-SB-WE	\$3,115
SPECIALTY INDUSTRIES, INC. (Fiber Box Manufacturer)	Manufactured, marked, certified, and sold fiberboard boxes as meeting the DOT-12A and DOT-12B specifications after October 1, 1994, when they were no longer authorized for manufacture. [171.14(B)(5)(ii)] Case No. 96-31-BM-EA	\$1,500
SPEER PRODUCTS, INC. (Shipper)	Offered flammable gas for transportation without providing a shipping description on the shipping paper; failed to mark the shipping name and identification number on the package; failed to affix the package with the proper hazard warning label. [172.200(a), 172.202(a), 172.301(a), 172.400(a)] Case No. 95-48-SC-CE	\$3,225
STAUNTON CAPITAL, INC. D/B/A GENERAL MATERIALS (Shipper)	Failed to provide employee training, or create and retain records of training testing; offered a flammable liquid for transportation accompanied by a shipping paper that failed to contain a 24-hour emergency response telephone number that was monitored at all times during which the material was in transportation. [172.702(b), 172.702(d), 172.201(d), 172.604(a)] Case No. 96-135-TRN-EA	\$1,870
STOODY INDUSTRIAL & WELDING SUPPLY, INC. (Cylinder Retester)	Failed to condemn exemption cylinders with permanent expansion values exceeding 5% of total expansion; performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to remark exemption aluminum cylinders as DOT 3AL. [DOT-E 8965, Para. 8.d., DOT-E 8725, Para. 8.f., 173.34(e)(3), 173.23(c)] Case No. 95-133-CR-HQ	\$7,000
STUMP'S FIRE EXTINGUISHER CO. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; marked cylinders with a "+" mark to indicate authorization to charge to 110% of service pressure without calculating the average or maximum wall stress; failed to provide employee training, or create and retain records of training testing. [173.34(e)(3), 173.302(c)(3) and (5), 172.702(b), 172.704(d)] Case No. 96-09-CR-CE	\$5,800
TANKS UNLIMITED (Cylinder Retester)	Marked cylinders with a "+" mark to indicate authorization to charge to 110% of service pressure without calculating the average or maximum wall stress. [173.302(c)(3) and (5)] Case No. 93-153-CR-WE	\$3,618

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
TAYLOR TECHNOLOGIES, INC. (Fiber Box Manufacturer)	Manufactured, marked, certified, and sold fiberboard boxes marked as meeting the UN 4G standard without performing design qualification testing or maintaining records of design qualification testing. [178.603(a), 178.601(k)(1)] Case No. 96-32-BM-EA	\$2,400
TERRA INTERNATIONAL, INC. (Shipper)	Offered for transportation and transported sodium chlorate, aqueous solution, 5.1, PG II, in unauthorized non-standard, non-specification packaging. [173.202] Case No. 98-216-SB-SW	\$5,250
TIODIZE COMPANY, INC. (Shipper)	Offered flammable liquids for transportation in packaging marked with an incorrect shipping name and identification number; offered hazardous material in fiberboard boxes marked as meeting the UN4G standard with closing material different than that listed in the design qualification test records, and did not perform new design qualification tests on this new packaging type; failed to provide employee training, or create and retain records of training testing; utilized a shipping paper which listed a PG II material as PG III, used an unauthorized abbreviation in the shipping description, listed additional information ahead of the shipping name, and did not list the technical name of the material. [172.301(a), 178.601(b) and (c)(4), 178.601(d) and (g), 172.702(b), 172.704(a) and (d), 172.201(a) and (a)(4), 172.202(a), 172.203(k)] Case No. 97-168-SB-WE	\$9,660
TRANSTAR AUTOBODY TECHNOLOGIES, INC. (Shipper)	Offered flammable solids, organic, n.o.s., for transportation in non-standard packaging. [173.212(c)] Case No. 98-112-SD-CE	\$4,200
TREASURES FIRE EXTINGUISHER (Cylinder Retester)	Failed to hold current approval or retester's identification number; certified and marked cylinders as successfully retested without actually retesting them. [173.34(e)(1)(I), 173.34(e)(1)(ii)] Case No. 92-119-CR-HQ	\$3,500
TRI-COUNTY FIRE PROTECTION, INC. (Cylinder Retester)	Performed a second retest at the same pressure, rather than 10% or 100 psi higher (whichever is lower), when the test pressure could not be maintained due to failure of the test apparatus; performed retesting with equipment with gauges which could not be read to an accuracy within 1%. [173.34(e)(3), 173.34(e)(3)] Case No. 97-072-CR-WE	\$3,900
UNITED AIRLINES, INC. (Fiber Box Manufacturer/Shipper)	Represented, marked, and certified a combination packaging marked as UN4G/ X11/S/97/USA without conducting design qualification testing; represented, marked, and certified the same combination packaging and another marked UN4G/X6/S/97/USA without conducting periodic retesting; failed to maintain design qualification test records at each manufacturing location. [178.601(d), 178.602(a), 178.603(a), 178.606(a), 178.601(e), 178.603, 178.606, 178.601(l)] Case No. 97-241-BMS-EA	\$16,250

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
UNIVERSAL FLAVOR CORPORATION (Fiber Box Manufacturer/Shipper)	Represented, marked, and certified fiberboard boxes as meeting the UN 4G standard when periodic testing was not conducted; offered extract flavoring, liquid, 3, for transportation in an unauthorized UN standard packaging. [178.601(e), 173.22(a)(2), 173.202] Case No. 98-275-BMS-SO	\$7,500
THE UPJOHN COMPANY, INC. (Fiber Box Manufacturer/Shipper)	Represented, marked and certified fiberboard boxes as meeting the UN4G standard without performing design qualification testing and maintaining records of the testing; failed to mark UN 4G boxes with the address or symbol of the manufacturer. [178.601(d), 178.601(k)(1), 178.503(a)(8)] Case No. 95-26-BMS-CE	\$9,200
UTILITY MANUFACTURING COMPANY, INC. (Fiber Box Manufacturer)	Manufactured, marked, certified, and sold fiberboard boxes marked as meeting the UN 4G standard without performing design qualification testing and maintaining records of testing. [178.601(d), 178.601(k)(1)] Case No. 96-63-BM-CE	\$1,500
VALLEN SAFETY SUPPLY COMPANY, INC. (Cylinder Retester)	Failed to perform a complete visual examination on DOT specification and exemption cylinders; failed to provide employee training. [173.34(e)(1), DOT-E 7235, 172.702(b)] Case No. 96-97-CR-CE	\$4,600
VAN LEER CONTAINERS, INC. (Plastic Drum Manufacturer)	Manufactured, marked, certified, and sold steel drums as meeting the UN1H1 standard, when the drums were not capable of passing the drop test. [178.601(b), 178.603] Case No. 97-169-DM-CE	\$7,790
VAN LEER CONTAINERS, INC. (Plastic Drum Manufacturer)	Manufactured, marked, certified, and sold 55- and 65-gallon plastic drums as meeting the UN 1H1 standard when the required drop, leakproofness, hydrostatic, and stacking periodic retests were not conducted as prescribed. [178.601(e) and (k), 178.603, 178.604, 178.605, 178.606] Case No. 97-151-PDM-SO	\$6,400
VAN LEER CONTAINERS, INC. (Steel Drum Manufacturer)	Manufactured, marked, certified, and sold steel drums as meeting the UN1A2 standard when the drums were not capable of passing the drop and the hydrostatic tests. [178.601(b), 178.603, 178.605] Case No. 97-097-DM-CE	\$6,490
VAN WATERS & ROGERS, INC. (Shipper)	Filled, certified and offered hazardous materials for transportation in a portable tank marked as meeting DOT-E 10172 when the prescribed retest and reinspection had not been performed; filled and offered hazardous materials for transportation in a portable tank marked as meeting the DOT 57 specification when it was out of test; offered hazardous materials for transportation accompanied by a shipping paper which failed to list an exemption number. [173.32(f), 173.241, DOT-E 10172-Para 7.h., 173.32(e)(5), 172.203(a)] Case No. 98-204-SPT-SW	\$9,600

## Research and Special Programs Administration Penalty Actions Report (1998)

<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
VAN WATERS & ROGERS, INC. (Shipper)	Offered organophosphorous pesticides, liquid, toxic, n.o.s., for transportation in unauthorized non-standard, non-specification packaging; failed to provide recurrent employee training, or create and retain records of training testing. [173.24(c)(1), 173.203 172.702(b), 172.704(c)(2), 172.704(d)] Case No. 98-217-SB-SW	\$5,200
VAN WATERS & ROGERS, INC. (Shipper)	Offered organophosphorous pesticides, liquid, toxic, n.o.s., for transportation in unauthorized non-standard, non-specification packaging. [173.24(c)(1), 173.203] Case No. 98-218-SB-SW	\$4,000
VIBRA-CHEM COMPANY (Shipper)	Offered ethanalamine solutions for transportation in a portable tank marked as meeting DOT-E 10468 without conducting the hydrostatic retest required by the exemption; failed to describe the material on a shipping paper; failed to mark the shipping name and identification number on the portable tank; failed to properly label and placard the portable tank; failed to provide employee training, or create and retain records of training testing. [173.32(e)(1)(ii), DOT-E 10468, 172.200(a), 172.302(a), 172.326(a), 172.400(a)(3), 172.504(a), 172.702(b), 172.704(a) and (d)] Case No. 97-012-SPT-EA	\$7,500
VICKSBURG CHEMICAL COMPANY (Shipper)	Offered chlorine for transportation in a tank car marked as meeting the DOT 106A500X specification when the required air pressure test was not conducted, thereby rendering the tank car an unauthorized packaging. [173.31(a), 173.314(c)] Case No. 97-116-SPIH-SW	\$4,160
WAGNER BROTHERS CONTAINERS, INC. (Fiber Box Manufacturer)	Manufactured, marked, certified and sold fiberboard boxes as meeting the DOT-12B30 specification with inner flaps which did not butt or overlap, and which were not fitted with fill-in-pieces or pads. [178.205-14(a)] Case No. 96-22-BM-EA	\$4,000
WATER CHEMICAL SERVICE, INC. (Shipper)	Offered sodium nitrite mixture, 5.1, for transportation in non-standard packaging; offered it accompany by a shipping paper which did not describe the hazardous material in the proper sequence; offered corrosive liquid, flammable, n.o.s., 8, for transportation in a packaging affixed with a subsidiary hazard warning label retaining the hazard class or division marking; failed to mark packages of sodium nitrite mixture with the correct identification number. [173.22(a)(2), 173.213(c), 172.202(b), 172.402(b), 172.301(a)] Case No. 97-209-SD-EA	\$3,000
WATSCO COMPONENTS, INC. (Shipper)	Offered hydrofluoric acid for transportation in a non-specification packaging; failed to mark the packaging with a shipping name and identification number; failed to affix a subsidiary hazard warning label to the packaging ; failed to provide employee training, or create and retain records of training testing. [173.264, 173.202(a), 172.301(a), 172.402(a)(1), 172.702(b), 172.704(d)] Case No. 96-134-SB-EA	\$7,500

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<u>Company Name</u>	<u>Case Summary</u>	<u>Penalty Collected</u>
WEBER FIRE & SAFETY EQUIPMENT CO., INC. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; failed to provide recurrent employee. [173.34(e)(3), 172.702(b), 172.704(c)(2)] Case No. 96-182-CR-CE	\$4,000
WEST PENN OIL COMPANY, INC. (Shipper)	Offered sodium hydroxide for transportation in an unauthorized non-specification packaging. [173.22(a)(2), 173.202(a)] Case No. 97-048-SB-EA	\$2,730
WESTERN ATLAS INTERNATIONAL, INC. (Shipper)	Offered radioactive materials for transportation in a package marked as meeting the DOT 7A Type A specification without maintaining on file for a year, and providing to representatives of DOT, complete documentation of tests showing that the construction methods, packaging design, and materials of construction met the specification. [173.415(a)] Case No. 97-056-RMS-HQ	\$2,600
WESTERN CRATING, INC. (Fiber Box Manufacturer)	Manufactured, marked, certified, and sold fiberboard boxes as meeting the UN 4G standard without performing the required periodic retests and maintaining records for them. [178.601(e), 178.601(l)] Case No. 96-210-BM-SW	\$4,775
THE WILLIAMS AND WELLS COMPANY (Shipper)	Offered a 1.4G explosive for transportation in unauthorized packaging; offered it accompanied by a shipping paper that failed to include a complete shipping description, a signature on the shipper's certification, and a working 24-hour emergency response telephone number. [173.62(a), 172.202(a)(4) and (d)(1), 172.604(a)(2)] Case No. 97-055-SE-EA	\$5,000
WINSTON CONTAINER COMPANY (Drum Reconditioner)	Certified, marked, and sold steel drums as meeting the UN 1A2 specification without meeting the requirements of the regulations for re-manufacturing the drums from non-specification drums [173.28(d), 178.601(d)] Case No. 96-212-DR-EA	\$3,000
YELLOWSTONE HYDROTESTING & AIR SPECIALTIES, INC. (Cylinder Retester)	Performed hydrostatic retesting with equipment that was not calibrated to an accuracy within 1%; marked cylinders with a "+" mark to indicate authorization to charge to 110% of service pressure without calculating the average or maximum wall stress. [173.34(e)(3) 173.302(c)(3) and (c)(5)] Case No. 96-234-CR-WE	\$2,145
YOWELL INTERNATIONAL, INC. (Third-Party Package Certifier)	Certified fiberboard boxes as meeting the UN4G standard without performing the complete design qualification tests. [178.601(d) and (k), 178.603(e)] Case No. 95-107-PC-CE	\$1,575
ZEP MANUFACTURING COMPANY (Shipper)	Filled and offered combustible liquids, n.o.s., for transportation in a portable tank marked as meeting the DOT 57 specification that had not been successfully retested as required. [173.32(e)(1)(ii), 173.32(e)(5)]. Case No. 98-129-SPT-CE	\$3,150